



**GAIL FARBER, Director**

**COUNTY OF LOS ANGELES  
DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

December 15, 2009

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

53 DECEMBER 15, 2009

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

Dear Supervisors:

**AMENDMENT OF CONTRACT FOR  
LANDSCAPE MAINTENANCE SERVICES  
UNINCORPORATED AREAS OF IRWINDALE AND VALINDA  
(SUPERVISORIAL DISTRICTS 1 AND 5)  
(3 VOTES)**

**SUBJECT**

This action is to amend the East Area landscape maintenance services contract to include two additional areas: the San Gabriel River (Arrow Highway Gateway Enhancement) and Doublegrove Relief Drain (Valinda Avenue Greening Project) in Valinda.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that the amended contract work is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that these services continue to be more economically performed by an independent contractor than by County employees.
3. Approve Amendment 2 to Contract No. 77015 with United Pacific Services, located in La Habra, California, for Landscape Maintenance – East Area, commencing upon your Board's approval to increase the not-to-exceed annual contract amount by \$19,382 for the current term from \$39,795 to \$59,177, and to increase the not-to-exceed annual contract amount by \$34,830 for the future option terms from \$39,060 to \$73,890.
4. Authorize the Director of Public Works or her designee to execute the contract amendment and to annually increase the contract amount up to an additional 10 percent of the annual contract sum for unforeseen, additional work within the scope of the contract, if required.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of this recommended action is to amend the existing contract to include landscape maintenance services at San Gabriel River (Arrow Highway Gateway Enhancement) - south of 1600 Arrow Highway in Irwindale and Doublegrove Relief Drain (Valinda Avenue Greening Project) - east side of Valinda Avenue between Amar Avenue and Puente Creek in Valinda.

**Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The contractor who has the specialized expertise to provide these services accurately, efficiently, timely, and in a responsive manner will support the Department of Public Works (Public Works) in meeting these goals.

**FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

This amendment (Enclosure) will increase the not-to-exceed contract amount by \$19,382 prorated for the current term from \$39,795 to \$59,177 and increase the maximum annual amount by \$34,830 for the future option years from \$39,060 to \$73,890 plus 10 percent of the annual contract sum for unforeseen, additional work within the scope of the contract, if required.

Public Works successfully negotiated with the contractor to reduce its initially submitted price quote for this amendment rate by 7 percent from an estimated annual cost of the amended services from \$37,752 to \$34,830.

Funding is included in the Fiscal Year 2009-10 Internal Service Fund Budget, which will be reimbursed by the Flood Control District Fund Budget. Funding for the option years and 10 percent contingencies will be requested through the annual budget process.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

On June 2, 2009, Agenda Item 33, the Board of Supervisors (Board) approved Contract No. 77015 with United Pacific Services, Inc., for Landscape Maintenance Services - East Area, authorizing aggregate annual contract expenditures of \$42,000. The contract was for an initial one-year period with four 1-year renewal options for a total contract period of five years commencing on July 5, 2009. This contract is currently in its first year of its contract term.

In accordance with the motion passed by your Board on June 16, 2009, Public Works successfully negotiated with United Pacific Services, Inc., to accept a cost reduction without any reduction in the goods and services provided to the County in exchange for a contract term extension; and the contract was amended extending the contract for two years at a 7 percent cost reduction of all rates specified in Form PW-2 (Schedule of Prices) starting on October 5, 2009.

Since this is a Proposition A contract, Public Works has determined that the contractor continues to comply with the requirements of the Living Wage Program (Los Angeles County Code, Chapter 2.201) and agrees to continue to pay its full-time employees providing County services a living wage.

Using methodology approved by the Auditor-Controller, Public Works has calculated the cost-effectiveness of contracting for these services. Based on the cost calculations, Public Works has determined that the supplemented services continue to be more economically performed by an independent contractor than by County employees.

### **ENVIRONMENTAL DOCUMENTATION**

These services continue to be categorically exempt from the provisions of the California Environmental Quality Act (CEQA). These services are within a class of projects that have been determined not to have a significant effect on the environment in that they meet the criteria set forth in Section 15301 (h) of CEQA.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

The approval of this request will not result in any impact on other current services or projects.

### **CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Administrative Services Division.

The Honorable Board of Supervisors

12/15/2009

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Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:GZ:cg

Enclosures

c: Chief Executive Office (Lari Sheehan)  
County Counsel  
Executive Office  
Office of Affirmative Action Compliance

AMENDMENT 2 TO CONTRACT NO. 77015

LANDSCAPE MAINTENANCE – EAST AREA

This AMENDMENT, made and entered into as of this \_\_\_\_ day of \_\_\_\_\_, 2009, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY), and UNITED PACIFIC SERVICES, INC., a California corporation (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. 77015 was entered into between the COUNTY and the CONTRACTOR on July 5, 2009, for Landscape Maintenance – East Area for a period of one year through July 4, 2010, with four 1-year renewal options; not to exceed a total contract period of five years; and

WHEREAS, In accordance with the motion passed by the Board of Supervisors on June 16, 2009; on July 22, 2009, the COUNTY negotiated with the CONTRACTOR to accept a cost reduction without any reduction in the goods and services provided to the COUNTY in exchange for a contract term extension; and Amendment 1 was commenced on October 5, 2009, extending the Contract for two years at a 7 percent cost reduction of all rates specified in Form PW-2 (Schedule of Prices); and the Contract's then annual not-to-exceed amount was reduced from \$42,000 to \$39,060, extending the current contract term for two years, starting July 5, 2010, through and including July 4, 2012. Thereafter, the COUNTY may, at its sole discretion, exercise four 1-year renewal options.

WHEREAS, the CONTRACTOR is willing to perform landscape maintenance service in an extended service area under all terms set forth in this Contract, as amended.

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 77015 between them shall be amended as follows:

FIRST: This Contract is hereby amended to provide that the CONTRACTOR shall perform landscape maintenance service for the following additional extended service areas, commencing on December 15, 2009:

- San Gabriel River (Arrow Highway Gateway Enhancement) - south of 1600 Arrow Highway in Irwindale.
- Doublegrove Relief Drain (Valinda Avenue Greening Project) - east side of Valinda Avenue between Amar Avenue and Puente Creek in Valinda.

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SECOND: The monthly cost for providing these additional landscape maintenance services will be \$2,902.50 per month.

THIRD: This AMENDMENT will increase the not-to-exceed Contract Sum by \$19,382 for the current term from \$39,795 to \$59,177, and to increase the not-to-exceed Contract Sum by \$34,830 for the future option terms from \$39,060 to \$73,890 for the future option years, or such great amount as the Board may approve. (Maximum Contract Sum)

FOURTH: Form LW-8.1, Cost Methodology, is reflected in the Attachment, to this AMENDMENT, for the extended service areas.

FIFTH: The following provision is incorporated into the current contract as Part II, Exhibit B, Section 13, Compliance with County's Defaulted Property Tax Reduction Program:

A. Defaulted Property Tax Reduction Program

This Contract is subject to the provisions of COUNTY'S ordinance entitled Defaulted Property Tax Reduction Program ("Defaulted Tax Program") as codified in Section 2.206 of the Los Angeles County Code (Attachment 1).

B. CONTRACTOR'S Warranty of Compliance with COUNTY'S Defaulted Property Tax Reduction Program

CONTRACTOR acknowledges that COUNTY has established a goal of ensuring that all individuals and businesses that benefit financially from the COUNTY through any contract are current in paying their property tax obligations (secured and unsecured roll) in order to mitigate the economic burden otherwise imposed upon the COUNTY and its taxpayers.

Unless CONTRACTOR qualifies for an exemption or exclusion, CONTRACTOR warrants and certifies that to the best of its knowledge it is now in compliance, and during the term of this contract will maintain compliance, with Los Angeles County Code, Chapter 2.206.

C. Termination for Breach of Warranty of Compliance with COUNTY'S Defaulted Property Tax Reduction Program

Failure of CONTRACTOR to maintain compliance with the requirements set forth in Paragraph B, above, shall constitute default under this Contract. Without limiting the rights and remedies available to COUNTY under any other provision of this contract, failure of CONTRACTOR to cure such default within 10 days of notice shall be grounds upon which COUNTY may terminate this contract and/or pursue debarment of CONTRACTOR, pursuant to Los Angeles County Code, Chapter 2.206.

SIXTH: Except as modified by this AMENDMENT, all other terms, conditions, requirements, and specifications of Contact No. 77015 shall remain in full force and effect.

IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By \_\_\_\_\_  
Director of Public Works

APPROVED AS TO FORM:

ROBERT E. KALUNIAN  
Acting County Counsel

By \_\_\_\_\_  
Deputy

UNITED PACIFIC SERVICES, INC.

By \_\_\_\_\_  
Its President

\_\_\_\_\_  
Type or Print Name

By \_\_\_\_\_  
Its Secretary

\_\_\_\_\_  
Type or Print Name

**Bid Detail Information**

**Bid Number :** PW-ASD 757  
**Bid Title :** Underground and Aboveground Storage Tank (UST/AST) Certification Services (2009 AN027)  
**Bid Type :** Service  
**Department :** Public Works  
**Commodity :** LEAK DETECTION AND VAPOR MONITORING EQUIPMENT FOR TANKS  
**Open Date :** 7/7/2009  
**Closing Date :** 7/20/2009 10:00 AM  
**Bid Amount :** \$ 101,000  
**Bid Download :** Not Available  
**Bid Description :** PLEASE TAKE NOTICE that Public Works requests proposals for the contract for Underground and Aboveground Storage Tank (UST/AST) Certification Services (2009 AN027). The annual contract amount of this service is estimated to be \$101,000. The Request for Proposals (RFP) with contract specifications, forms, and instructions for preparing and submitting proposals may be accessed at <http://dpw.lacounty.gov/asd/contracts> or may be requested from Mr. Edwin Manoukian at (626) 458 4057, [emanoukian@dpw.lacounty.gov](mailto:emanoukian@dpw.lacounty.gov), Monday through Thursday, 7 a.m. to 5 p.m.

Minimum Requirement(s): Proposers must meet all minimum requirements set forth in the RFP document, including, but not limited to, the ability to furnish the services of three or more individuals who hold valid certificates issued by the International Code Council (ICC), indicating that they have passed the California Underground Storage Tank Service Technician exam. In addition, the Proposer must hold an active and valid California General Engineering Contractor Class A license and have a minimum of three years' experience performing underground storage tank inspection, certification, and/or maintenance services.

A Proposers' Conference will be held on Monday, July 20, 2009, at 10 a.m. at Public Works Headquarters, 900 South Fremont Avenue, Alhambra, California 91803, in Conference Room B. ATTENDANCE BY THE PROPOSER OR AN AUTHORIZED REPRESENTATIVE AT THE CONFERENCE IS MANDATORY. Public Works will reject proposals from those whose attendance at the conference cannot be verified. Attendees should be prepared to ask questions at that time about the specifications, proposal requirements, and contract terms. After the conference, it may be impossible to respond to further requests for information.

The deadline to submit proposals is Monday, August 3, 2009, at 5:30 p.m. Please direct your questions to Mr. Manoukian at the number above.

Also, note that the Proposer may be employed by Public Works on only one of the contracts for Underground Storage Tank Designated Operator Services, UST/AST Certification, UST/AST Repairs, or any other contract for UST/AST.

In addition, in any case of acquisitions, mergers, or any other changes in the Proposer's entity that results in the common ownership of contract or interest of the Proposer providing this solicited service and any other contract for services pertaining to Underground Storage Tank Designated Operator Services, UST/AST Repairs or UST/AST Certification by the same person and/or entity, at the Director's sole discretion, this contract may be immediately terminated or suspended without liability to the County.

**Contact Name :** Edwin Manukian  
**Contact Phone# :** (626) 458-4057  
**Contact Email :** [emanoukian@dpw.lacounty.gov](mailto:emanoukian@dpw.lacounty.gov)  
**Last Changed On :** 7/7/2009 7:26:55 AM

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